Docket Number 4-31452A



#### FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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October 29, 2001

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1653

HALLENBECK ET AL.

**APPLICATION NO: 09/870,203** 

FILED: MAY 30, 2001

FOR: ADENOVIRUS PARTICLES WITH MUTAGENIZED FIBER

**PROTEINS** 

Attention: Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

#### RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

The Notice to File Missing Parts of Application - Filing Date Granted, dated August 2, 2001 (a copy of which is enclosed), has a shortened statutory time set to expire on October 2, 2001.

A one-month extension is hereby requested pursuant to 37 CFR §1.136(a). Please charge Deposit Account No. 19-0134 in the name of Novartis Corporation in the amount of \$110 for payment of the extension fee.

In response, Applicants now submit an original fully executed Declaration and Power of Attorney. Please charge the \$130 surcharge fee under 37 CFR §1.16(e) to Deposit Account No. 19-0134 in the name of Novartis Corporation. In addition, Applicants concurrently submit a revised Sequence Listing in computer readable form and a paper copy thereof.

The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-0134 in the name of Novartis Corporation. A duplicate copy of this letter is provided for charging purposes.

03/12/2002 MMARMUL 00000002 190134 09870203

01 FC:115

110.00 CH

Respectfully submitted,

**Novartis Corporation** Patent and Trademark Dept. 564 Morris Avenue Summit, NJ 07901-1027

Date: October 29, 2001

Geoffrey M. Karny

Attorney for Applicants Reg. No. 31,382

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## United States Patent and Trademark Office

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023

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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

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05/30/2001

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4-31452A

001095
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CONFIRMATION NO. 7861
FORMALITIES LETTER

\*OC000000006378370\*

Date Mailed: 08/02/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/14/2002 AGDITOM 00000080 190134 . 09870203

01 FC:1

130,00 CH

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of
  the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as
  indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a
  substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content
  of the sequence listing information recorded in computer readable form is identical to the written (on paper
  or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR
  1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

■ For Rules Interpretation, call (703) 308-4216

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DATE:







# A copy of this notice MUST be returned with the reply.

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